

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket No. 7466

Investigation into Petition Filed by Vermont)
Department of Public Service Re: Energy)
Efficiency Utility Structure – Phase 2)
)

Order entered: 4/30/2010

ORDER RE SCHEDULE

On April 2, 2010, the Vermont Department of Public Service ("DPS") filed proposed adjustments to the schedule for the Phase 2 Issue Resolution track in this Docket. On April 7, 2010, the City of Burlington Electric Department ("BED") filed a letter supporting the DPS's proposed schedule. No other party filed comments on the proposed schedule.

On April 23, 2010, I held a workshop at which the parties discussed the draft "Comprehensive Document" that was filed by the DPS on April 2, 2010, and the draft Group A and Group B recommendations,¹ which were circulated by the DPS via e-mail on April 12 and April 16, respectively. At this workshop, the parties agreed that the Comprehensive Document should not be finalized prior to a discussion of a draft order of Appointment because the two documents are related. In addition, the parties agreed that it would be helpful for the Board to rule on the Group A and Group B recommendations before the Comprehensive Document and Order of Appointment are finalized so that the Board's decisions can be embodied in those documents.

1. At the December 18, 2009, status conference in this proceeding, the parties agreed to divide the substantive issues in the Phase 2 Issue Resolution track into three groups based upon who would be involved in the initial discussions of the issues. Groups A and B were to hold initial discussions on their assigned issues, and make recommendations upon which all parties would be given an opportunity to comment. Group C, which consisted of issues associated with making an appropriate level of customer-specific information concerning projects publicly available while protecting competitively sensitive information, was assigned to Board staff because the parties stated they believed the issues are ripe for resolution, and that further discussions among the parties are not likely to be productive. See the January 5, 2010, Status Conference Memorandum for more information about the three Groups and their assigned issues.

Therefore, at the workshop the parties agreed to certain changes to the DPS's proposed schedule, which I approved. These changes included, among other items, the issuance of a Proposal for Decision on the Group A and Group B recommendations after the deadline for reply comments on those recommendations is past.

After the workshop, I determined that it would be appropriate to include a proposed resolution of the Group C issues in this Proposal for Decision. As requested at the December 18, 2009, status conference, Vermont Energy Investment Corporation ("VEIC"), BED, and International Business Machines Corporation ("IBM") have filed information related to Group C issues. VEIC provided copies of the documents it filed to all parties via e-mail on January 29, 2010. BED and IBM appear to have provided copies of the documents they filed to only some parties. However, all information provided to the Board by parties regarding the Group A, B, and C issues (including BED's and IBM's documents) is posted on the Board's website at: www.psb.vermont.gov/docketsandprojects/eec/7466/phase2filings. Any party wishing to file written comments on Group C issues, or the information filed by VEIC, BED, or IBM, should do so in accordance with the schedule shown below.

The schedule for the Phase 2 Issue Resolution track shall be as follows:

May 7, 2010	Deadline for comments on Group A and Group B recommendations, and Group C issues, including information filed by VEIC, BED and IBM
May 14, 2010	Deadline for reply comments on Group A and Group B recommendations, and Group C issues, including information filed by VEIC, BED and IBM
May 28, 2010	Target Date for Proposal for Decision on issues assigned to Groups A, B and C
May 28, 2010	DPS to file 3 rd draft of "Comprehensive Document" and 1 st draft of Order of Appointment
June 8, 2010	Workshop regarding the 3 rd draft of Comprehensive Document and 1 st draft of Order of Appointment

Parties should address in their May 7 comments whether they have any objections to the admission of the following documents into the evidentiary record of this proceeding: (1) the DPS's letter dated April 12, 2010, containing the Group A recommendations; (2) the DPS's letter dated April 16, 2010, containing the Group B recommendations; (3) the documents provided by

VEIC as attachments to its January 29, 2010, e-mail message; (4) the January 25, 2010, e-mail message and attachment from BED; and (5) January 28, 2010, e-mail message and attachment from IBM.

For the parties' convenience, I have attached an updated version of the chart showing the schedule for all three tracks in this phase of this proceeding.

SO ORDERED.

Dated at Montpelier, Vermont, this 30th day of April, 2010.

s/ Ann Bishop

Ann Bishop
Hearing Officer

OFFICE OF THE CLERK

FILED: April 30, 2010

ATTEST: s/ Susan M. Hudson
Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)